

Alcoholic Beverage Code revisions
(SB 1272 by Harris/A. Moreno)

DIGEST: Under SB 1272 the holder of a manufacturer or nonresident manufacturer's license to distribute a certain brand of beer would have been assigned the distributor's license in the adjacent area when that territory became wet. The licensee must have been providing services to one or more private clubs in the area for at least five years.

SB 1272 would have made various other changes to the Texas Alcoholic Beverage Code. It would have allowed use of machine bookkeeping systems by those who hold a mixed beverage permit. An additional exemption to the prohibition on the renewal of a mixed beverage permit by a corporation would have been added. Licensees or permittees could have changed the expiration date of a license or permit. A mixed beverage permit or a private club permit could not have been issued for premises that had been used as a place of religious worship within the previous five years.

GOVERNOR'S
REASON
FOR VETO:

As originally filed, SB 1272 made necessary and appropriate changes to the Alcoholic Beverage Code. As finally passed, the bill contains provisions that would require the assignment of certain territory to a beer distributor serving private clubs in a dry county when that county elects to permit the public sale of beer. This is an inappropriate change.

RESPONSE: Sen. Ike Harris, the author of SB 1272, had no comment.

NOTES: The House Research Organization analysis of SB 1272 appeared in the May 22, 1989 Daily Floor Report.

During the first called session, the Legislature enacted HB 64 by A. Moreno, which included most of the provisions of SB 1272 but deleted the provision concerning assignment of distributor territory objected to by the governor. It also deleted the prohibition in SB 1272 against granting a mixed beverage or private club permit for premises that had been used as a place of worship within the previous five years. The House Research Organization analysis of HB 64 appeared in the July 11, 1989 Daily Floor Report.